IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 80572-M of 2006

DATE OF DECISION : 22.12.2006

Balwinder Singh Mann and others

.... PETITIONERS

Versus

State of Punjab and others

..... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. H.S. Sullar, Advocate,
for the petitioners.

* * *

The petitioners have filed this petition under Section 482 Cr.P.C. for registration of a criminal case against respondents No.4 to 6.

I have heard counsel for the petitioners and gone through the contents of the petition.

The petitioners are tenants of respondent No.4 and they want registration of the case against respondents No.4 to 6. Undisputedly, civil and criminal litigation is pending between the parties. In view of these facts and circumstances of the case, I am not inclined to exercise the inherent power of this Court under Section 482 Cr.P.C., for issuing the aforesaid direction, as in my opinion, the petitioners have alternative remedy, as has been held by this Court in ***Mithlesh Kumari*** v. ***State of Punjab,*** 2002 (4) RCR (Criminal) 541 and by the Hon'ble Supreme Court in ***Gangadhar Janardan Mhatre*** v. ***State of Maharashtra and others,*** (2004) 7 SCC 768 and ***Minu Kumari and another*** v. ***State of Bihar and others,*** (2006) 4 Supreme Court Cases 359.

Dismissed.

December 22, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**